

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Western District of Texas

Case number (if known): _____ Chapter 11☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Chilaquiles Factory, LLC

2. All other names debtor used in the last 8 years Chilaquiles Factory

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 8 3 - 2 4 8 3 5 3 0

4. Debtor's address

Principal place of business		Mailing address, if different from principal place of business
<u>200 Buttercup Creek Blvd Ste 130</u>	<u>911 Cricket Cv</u>	
Number Street	Number Street	
<u>Cedar Park, TX 78613-3732</u>	<u>P.O. Box</u>	
City State ZIP Code	<u>Cedar Park, TX 78613-3443</u>	
	City State ZIP Code	
<u>Williamson</u>	Location of principal assets, if different from principal place of business	
County		
	<u>Number Street</u>	
	<u>City State ZIP Code</u>	

5. Debtor's website (URL) https://chilaquilesfactory.com/

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: _____

Debtor Chilaquiles Factory, LLC
Name

Case number (if known) _____

7. Describe debtor's business**A. Check one:**

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.7 2 5 5**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

A debtor who is a "small business debtor" must check the first subbox. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ **Chapter 11. Check all that apply:**

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11.** If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**☒ No☐ Yes. District _____ When _____ Case number _____
MM / DD / YYYY

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____
MM / DD / YYYY**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**☒ No☐ Yes. Debtor _____ Relationship _____

List all cases. If more than 1, attach a separate list.

District _____ When _____
MM / DD / YYYY
Case number, if known _____

Debtor Chilaquiles Factory, LLC
Name _____

Case number (if known) _____

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention? (Check all that apply.)**

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard?

- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____

Where is the property? _____

Number _____ Street _____

City _____

State _____

ZIP Code _____

Is the property insured?☐ No

☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds?***Check one:*

- ☐ Funds will be available for distribution to unsecured creditors.
- ☒ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- ☒ 1-49 ☐ 50-99 ☐ 1,000-5,000 ☐ 5,001-10,000 ☐ 25,001-50,000 ☐ 50,000-100,000
- ☐ 100-199 ☐ 200-999 ☐ 10,001-25,000 ☐ More than 100,000

15. Estimated assets

- ☒ \$0-\$50,000 ☐ \$1,000,001-\$10 million ☐ \$500,000,001-\$1 billion
- ☐ \$50,001-\$100,000 ☐ \$10,000,001-\$50 million ☐ \$1,000,000,001-\$10 billion
- ☐ \$100,001-\$500,000 ☐ \$50,000,001-\$100 million ☐ \$10,000,000,001-\$50 billion
- ☐ \$500,001-\$1 million ☐ \$100,000,001-\$500 million ☐ More than \$50 billion

Debtor Chilaquiles Factory, LLC
Name

Case number (if known) _____

16. Estimated liabilities

- | | | |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input checked="" type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures**WARNING --**

Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/17/2022
MM/ DD/ YYYY

X 

Signature of authorized representative of debtor

Olga Bradley
Printed name

Title _____ Member _____

18. Signature of attorney

X /s/ Stephen W Sather
Signature of attorney for debtor

Date 03/17/2022
MM/ DD/ YYYY

Stephen W Sather
Printed name

Barron & Newburger, P.C.
Firm name

7320 N. MoPac Expressway 400
Number Street

Austin
City

TX
State

78731
ZIP Code

(512) 649-3243
Contact phone

ssather@bn-lawyers.com
Email address

17657520
Bar number

TX
State

[If debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11 of the Bankruptcy Code, this Exhibit "A" shall be completed and attached to the petition.]

[Caption as in Form 416B]

**Attachment to Voluntary Petition for Non-Individuals Filing for
Bankruptcy under Chapter 11**

1. If any of the debtor's securities are registered under Section 12 of the Securities Exchange Act of 1934, the SEC file number is .

2. The following financial data is the latest available information and refers to the debtor's condition on .

a. Total assets	\$0.00
b. Total debts (including debts listed in 2.c., below)	\$119,408.56
c. Debt securities held by more than 500 holders	

Approximate
number of
holders:

secured ☐ unsecured ☐ subordinated ☐

secured ☐ unsecured ☐ subordinated ☐

secured ☐ unsecured ☐ subordinated ☐

secured ☐ unsecured ☐ subordinated ☐

secured ☐ unsecured ☐ subordinated ☐

d. Number of shares of preferred stock

e. Number of shares common stock

Comments, if any:

3. Brief description of debtor's business

4. List the names of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

Fill in this information to identify the case:

Debtor name Chilaquiles Factory, LLC

United States Bankruptcy Court for the:

Western District of Texas

Case number (if known): _____

☐ Check if this is an amended filing**Official Form 202****Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING – Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *A Summary of Assets and Liabilities for Non-Individuals* (Official Form 206A-Summary)
- ☐ *Amended Schedule* _____
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/17/2022

MM/ DD/ YYYY

X 

Signature of individual signing on behalf of debtor

Olga Bradley

Printed name

Member

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name Chilaquiles Factory, LLC

United States Bankruptcy Court for the:

Western District of Texas

Case number (if known): _____

☐ Check if this is an amended filing**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	Armstrong Buttercup Creek, L.P. c/o DT Land Group, Inc. 2414 Exposition Blvd Ste D200 Austin, TX 78703-2276						\$11,600.00
2	Comptroller of Public Accounts Rev. Acctg. Sec.--Bkr Div. Po Box 13528 Austin, TX 78711-3528		Taxes Owed				\$4,691.96
3	JPMorgan Chase Bank, N.A. PO Box 182051 Jeffersonville, OH 43128		Toast Capital Loan				\$33,894.67
4	Mood Texas PO Box 117 San Antonio, TX 78291		Vendor				\$536.92
5	Navitas Credit Corp Attn: Bankruptcy Dept. 203 Fort Wade Rd Unit 300 Ponte Vedra, FL 32081-5159						\$3,495.33
6	Nuco2 PO Box 9011 Stuart, FL 34995		Vendor				\$780.00
7	People Fund P.O. Box 201940 Dallas, TX 75230						\$32,000.00
8	People Fund P.O. Box 201940 Dallas, TX 75230						\$12,000.00

Debtor Chilaquiles Factory, LLC
Name _____

Case number (if known) _____

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	Truist 214 N. Tryon St Charlotte, NC 28202		Loan				\$12,646.01
10	Truist 214 N. Tryon St Charlotte, NC 28202		Loan				\$6,263.67
11	Williamson Co. Tax Ass-Coll 710 S. Main Street Georgetown, TX 78626						\$1,500.00
12							
13							
14							
15							
16							
17							
18							
19							
20							

**Armstrong Buttercup Creek,
L.P.**

c/o DT Land Group, Inc.
2414 Exposition Blvd Ste D200
Austin, TX 78703-2276

Atmos Energy

P.O. Box 650654
Dallas, TX 75265

Olga Bradley

911 Cricket Cove
Cedar Park, TX 78613

Cintas Corporation

PO Box 650838
Dallas, TX 75265-0838

**Comptroller of Public
Accounts**

Rev. Acctg. Sec.--Bkr Div.
Po Box 13528
Austin, TX 78711-3528

Cozzini Brothers

4500 N Sam Houston Pkwy W Ste 170
Houston, TX 77086-1474

DIRECTV

PO Box 78626
Phoenix, AZ 85062

Ecolab, Inc.

PO Box 70343
Chicago, IL 60673

Fiesta Tortillas

3800 Promontory Point Dr
Austin, TX 78744

Impact Finance

Po Box 515119
Dallas, TX 75251-5119

Jlozano Produce

1500 S. Zarzamora St Unit 428
San Antonio, TX 78207

JPMorgan Chase Bank, N.A.

PO Box 182051
Jeffersonville, OH 43128

Kristy Cortez

3600 W Parmer Ln Ste 105
Austin, TX 78727-4108

Mood Texas

PO Box 117
San Antonio, TX 78291

Navitas Credit Corp

Attn: Bankruptcy Dept.
203 Fort Wade Rd Unit 300
Ponte Vedra, FL 32081-5159

Nuco2

PO Box 9011
Stuart, FL 34995

Pedernales Electric Coop

P.O. Box 1
Johnson City, TX 78636

People Fund

P.O. Box 201940
Dallas, TX 75230

Pepsi Co

9101 Wall Street
Austin, TX 78754

Pro Ice Solutions

100 E. Whitestone Falls Pkwy
Cedar Park, TX 78613

SimpliSafe

294 Washington Street 9th Fl
Boston, MA 02108

Spectrum Business

PO Box 460849
San Antonio, TX 78246

Spothopper

7330 W. Greenfield Avenue Ste 205
Milwaukee, WI 53214

Truist

214 N. Tryon St
Charlotte, NC 28202

Twin Liquors

519 E. 7th Street
Austin, TX 78701

Waste Management, Inc

800 Capitol St Ste 3000
Houston, TX 77002-2945

Williamson Co. Tax Ass-Coll

710 S. Main Street
Georgetown, TX 78626

Xtrachef

135 W 29th St Fl 12
New York, NY 10001-5152

**IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

IN RE: **Chilaquiles Factory, LLC**

CASE NO

CHAPTER 11

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 03/17/2022 Signature 
Olga Bradley, Member